FARAD CONTINUATION SHEET NO.:
IN THE HIGH COURT OF JUDICATURE AT BOMBAY
APPELLATE SIDE
Writ Petition No.9011 of 2003

Office Notes, Office Memoranda of coram, appearances, Court's orders or directions and Registrar's orders.	Court's or Judge's orders.

Mr.A.K.Patil for petitioner.
Mr.V.A.Gangal for respondent.

CORAM : H.L GOKHALE &
SMT.R.S.DALVI, JJ.
DATED : 20th July 2005

P.C. :

1. Heard Mr.Patil in support of this petition. Mr.Gangal appears for the respondent-Municipal Corporation.

2. The petitioner is seeking to challenge the order dated 26th June 2002 which informed him that the deemed date given to him was withdrawn. He was given a deemed date on the basis of such date being given to one Mr.Chandvadkar. This deemed date given to Mr.Chandvadkar was subsequently withdrawn. The Audit Department of the Municipal Corporation also

brought to the notice that neither this Mr.Chandvadkar nor the petitioner did have the qualification for the particular post. Its action is based on the Audit Report. The petitioner was given a Notice dated 30th July 2001. He filed a reply and thereafter the impugned order was passed.

3. The petition filed on 24th November 2003 was not moved for any order until 15th December 2004. Once it was dismissed for default. On restoration, we heard Mr.Patil as well as Mr.Gangal for the respondent.

4. Apart from what is stated above on merits, the petition suffers from laches as well. Petition is dismissed.

(H.L.GOKHALE, J.)

(SMT.R.S. DALVI, J.)